

# Order

**Michigan Supreme Court  
Lansing, Michigan**

September 29, 2015

Robert P. Young, Jr.,  
Chief Justice

151256

Stephen J. Markman  
Mary Beth Kelly  
Brian K. Zahra  
Bridget M. McCormack  
David F. Viviano  
Richard H. Bernstein,  
Justices

MARK L. MCALPINE, LYNETTE MCALPINE,  
and MARK L. MCALPINE LIVING TRUST,  
Plaintiffs-Appellants,

v

SC: 151256  
COA: 316323  
Oakland CC: 2009-097338-CK

DONALD A. BOSCO BUILDING, INC.,  
SMEDESON STEEL & SUPPLY COMPANY,  
INC., a/k/a SMEDE-SON STEEL & SUPPLY CO,  
INC., SCHWARTZ PLUMBING, INC.,  
GENESEE CUT STONE & MARBLE  
COMPANY, K & R CONCRETE, INC.,  
DETROIT SPECTRUM PAINTERS, INC.,  
ROCWALL COMPANY, STONework BY  
GULYAS & CO, R & R EARTHMOVERS, INC.,  
B & B WELL DRILLING, INC., NATIONAL  
LADDER & SCAFFOLD COMPANY, INC.,  
PROFESSIONAL ENGINEERING  
ASSOCIATES, INC., TRUCKING  
SPECIALISTS, INC., BEAVER STAIR  
COMPANY, DELTA TRIM & DESIGN, INC.,  
FRANKLIN FLOOR COVERING PLUS, INC.,  
FMG CONCRETE CUTTING, INC., GET RICH  
QUIK, INC., CAPITAL STONeworkS, L.L.C.,  
NEILSON QUALITY HOMES, INC., TM WOOD  
PRODUCTS, MIKE OTTMAN ASPHALT  
PAVING, L.L.C., DILLMAN AND UPTON, INC.,  
EXTREME STONE SOLUTIONS, L.L.C., NOVI  
INSULATION, INC., MARINE CITY CEILING  
& PARTITION, INC., and ACE ASPHALT &  
PAVING COMPANY,  
Defendants-Appellees,

and

WATERTITE COMPANY, a/k/a WATER-TITE  
COMPANY, SATURN ELECTRIC, INC.,  
NATIONAL CITY BANK, HOMEOWNER  
CONSTRUCTION LIEN RECOVERY FUND,  
and NATIONAL CITY MORTGAGE,  
Defendants.

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On order of the Court, the application for leave to appeal the December 18, 2014 judgment of the Court of Appeals is considered, and it is DENIED, because we are not persuaded that the questions presented should be reviewed by this Court.



s0921

I, Larry S. Royster, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

September 29, 2015

A handwritten signature in black ink, appearing to read "Larry S. Royster", is written over a horizontal line.

Clerk